

Richard A. Kaplan, *Pro Hac Vice*
Thomas J. Filarski, *Pro Hac Vice*
Bradley G. Lane, *Pro Hac Vice*
Jeffrey M. Nichols, *Pro Hac Vice*
Julie L. Leichtman, *Pro Hac Vice*
BRINKS HOFER GILSON & LIONE
NBC Tower, Suite 3600
455 North Cityfront Plaza Drive
Chicago, Illinois 60611-5599
Telephone: 312/321-4200
Facsimile: 312/321-4299

Dirk M. Schenkkan (No. 72533)
(dschenkkan@howardrice.com)
Jeffrey E. Faucette (No. 193066)
(jfaucette@howardrice.com)
HOWARD RICE NEMEROVSKI
CANADY FALK & RABKIN
A Professional Corporation
Three Embarcadero Center, 7th Floor
San Francisco, California 94111-4024
Telephone: 415/434-1600
Facsimile: 415/217-5910

Attorneys for Defendant and
Counterclaim-Plaintiff,
COOK INCORPORATED

HOWARD
RICE
NEMEROVSKI
CANADY
FALK
& RABKIN
A Professional Corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

EDWARDS LIFESCIENCES LLC and
ENDOGAD RESEARCH PTY LIMITED,

Plaintiffs/Counterclaim
Defendants,

v.

COOK INCORPORATED and
W.L. GORE & ASSOCIATES, INC.,

Defendants/Counterclaim
Plaintiffs.

Civil Action No. 03-3817 JSW (WDB)

**~~PROPOSED~~ ORDER GRANTING
DEFENDANT COOK INCORPORATED'S
MOTION FOR REVIEW OF THE
CLERK'S TAXATION OF COSTS**

Trial Date: None Set

Judge Jeffrey S. White
Magistrate Judge Wayne D. Brazil

1 The Court hereby GRANTS Defendant Cook Incorporated's Motion for Review of the Clerk's
2 Taxation of Costs. The amount of costs for the "fees of the court reporter for all or any part of the
3 transcript necessarily obtained for use in the case" is increased from \$49,830.27 to \$70,436.07. The
4 amount of costs for the "fees for exemplification and copies of papers necessarily obtained for use in
5 the case" is increased from \$46,902.60 to \$136,931.40. Accordingly, total costs taxed against
6 Plaintiffs Edwards Lifesciences LLC and EndoGAD Research Pty Limited are \$211,071.97.

7
8 DATED: January 12, 2009


United States District Court Judge
Jeffrey S. White

13 HOWARD
14 RICE
NEMEROVSKI
CANADY
FALK
& RABKIN
A Professional Corporation